

RECEIVED
CENTRAL FAX CENTER

AUG 04 2004

OFFICIAL

THE Law Offices of Coe F. Miles, P.C.

15150 Middlebrook Drive
Houston, Texas 77058
Office: 281-488-6337
Fax: 281-488-4597

Facsimile

To: USPTO, Examiner Gallene Gabel

From: Coe F. Miles

Fax: 703-872-9306

Pages: 14 (incl cover)

Date: August 4, 2004

Re: Reply to Office Action dated May 6, 2004

☐ Urgent

☒ For Review

☐ Please Reply

☐ For Comment

Comments: Should there be any questions or problems, please contact me.

NOTICE OF CONFIDENTIALITY

The information contained in and transmitted with this facsimile is confidential. It is intended only for the individual or entity designated above. Any dissemination, distribution, copying, or use of or reliance upon the information contained in and transmitted with this facsimile by or to anyone other than the recipient designated above by the sender is unauthorized and strictly prohibited. If you have received this facsimile in error please notify the sender immediately by telephone at 281-488-6337. Any facsimile erroneously transmitted to you should be returned immediately to the sender by U.S. Mail or, if authorization is granted by the sender, destroyed.

© 2003 THE LAW OFFICES OF COE F. MILES, P.C.

PTO/SB/21 (02-04)

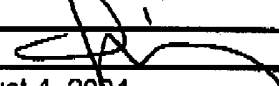
Approved for use through 07/31/2006. OMB 0661-0031

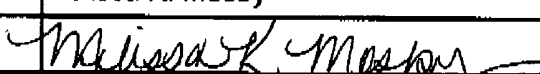
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/550,276	
	Filing Date	April 15, 2000	
	First Named Inventor	Glenn Spaulding	
	Art Unit	1641	
	Examiner Name	Gallene Gabel	
Total Number of Pages in This Submission	14	Attorney Docket Number	010-US-002

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Cover Sheet
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Coe F. Miles (Reg. No. 38,559)
Signature	
Date	August 4, 2004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Melissa K. Mosby
Signature	
Date	August 4, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

AUG 04 2004

Title : Novel Flow Cytometer
Inventors : Glenn Spaulding
Serial No : 09/550,276
Filed : 15 April 2000
Docket : 010-US-002
Customer : 29664

§ Examiner : Gallene Gabel
§ Phone : 703-305-0807
§ Art Unit : 1641

OFFICIAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION (37 C.F.R. 1.8)

This paper is being transmitted to the Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450 via Facsimile. This paper is being transmitted to (703) 872-9306 on 4 August 2004.

Melissa K. Mosby
Melissa K. Mosby

REPLY TO OFFICE ACTION DATED 6 MAY 2004

Sir:

In response to the Office Action dated 6 May 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this Reply.

Remarks and Arguments begin on page 8 of this Reply.